

remains in force, produce the same at the request of the commissioner.

(8) Whenever any person is convicted of an offence in respect of the failure to obtain a licence or permission or to make registration required by the provisions of this Act, or by any rule or bye-law made under this Act, the magistrate shall, in addition to any fine which may be imposed, recover summarily and pay over to the corporation the amount of the fee chargeable for the licence or permission or for registration and may in his discretion also recover summarily and pay over to the corporation such amount, if any, as he may fix as the costs of the prosecution.

(9) Such recovery of the fee under sub-section (8) shall not by itself entitle the person convicted to a licence or permission or to registration as aforesaid.

(10) The acceptance by the corporation of the prepayment of the fee for a licence or permission or for registration shall not entitle the person making such prepayment to the licence or permission or to registration, as the case may be, but only to refund of the fee in case of refusal of the licence or permission or of registration, but an applicant for the renewal of a licence or permission or registration, shall, until communication of orders on his application, be entitled to act as if the licence or permission or registration had been renewed; and, save as otherwise specially provided in this Act, if orders on an application for licence or permission or for registration are not communicated to the applicant within forty-five days after the receipt of the application by the commissioner, the application shall be deemed to have been allowed for the year or for such less period as is mentioned in the application and subject to the provisions of this Act, the rules, bye-laws, regulations and all conditions ordinarily imposed.

454. Appeal from commissioner to standing committee.—(1) An appeal shall lie to the Standing Committee from—

(a) any notice issued or other action taken or proposed to be taken by the commissioner—

(i) under sections 148, , 257, 258, 259, 261, 318, 319, 331(3), 338(1), 339, 340, 347, 356, 357, 364, 365 and 367;

(ii) under any bye-law concerning house, drainage or the connection of house drains with corporation drains; or house connections with corporation water supply or lighting mains.

(b) any refusal by the commissioner to grant permission to construct or reconstruct a building under section 311 or 325;

(c) any refusal by the commissioner to grant a permission under sections 145, 198, 336 or 364; or

(d) any refusal by the commissioner to grant a licence under sections 365, 363, 375 or sub-section (2) of section 381; or

(e) any order of the commissioner made under sub-section (4) of section 453 suspending or revoking a licence;

(f) any other order of the commissioner that may be made appealable by rules under section 431.

(2) If, on any such appeal, the standing committee reverses or substantially modifies any action taken or proposed to be taken by the commissioner or any order passed by him, he may, within sixty days of the date of such decision, refer the matter to the corporation, and pending the decision of the corporation on such reference, the commissioner shall not be bound to give effect to the decision of the standing committee.

(3) The decision of the standing committee or where the matter has been referred to the corporation as aforesaid, the decision of the corporation shall be final.

455. Period of limitation for appeals.—In any case in which no time is laid down in the foregoing provisions of this Act for the presentation of an appeal allowed thereunder such appeal shall, be presented—

(a) where the appeal is against an order granting a licence or permission, within thirty days after the date of the publication of the order on the notice board of the corporation; and

(b) in other cases within thirty days after the date of receipt of the order or proceeding against which the appeal is made.

456. Power of person conducting election and other inquiries.—All persons authorised by rule to conduct enquiries relating to elections and all inspecting or superintending officers holding any inquiry into matters falling within the scope of their duties, shall have for the purposes of such enquires the same powers in regard to the issue of summonses for the attendance of witnesses and the production of document as are conferred upon revenue officers by the Karnataka Land Revenue Act, 1964, and the provisions of that Act, shall apply to summonses issued and to persons summoned by virtue of the powers conferred by this section; and all pesons to whom summons are issued by virtue of the said powers shall be bound to obey such summonses.

457. Summons to attend and give evidence or produce documents.—The commissioner may summon any person to attend before him, and to gvie evidence or produce documents, as the case may^{be}, in respect of any question relating to taxation, or inspection, or registration, or to

the grant of any licence, or permission under the provisions of this Act.

458. Form of notices and permissions.—All notices and permissions given, issued, or granted as the case may be, under the provisions of this Act shall be in writing.

459. Proof of consent of municipal authorities or corporation officers.—Whenever under this Act or any rule, bye-law or regulation made under it, the doing of omitting to do anything or the validity of anything depends upon the approval, sanction, consent, concurrence, declaration, opinion or satisfaction of—

(a) the corporation, a standing committee, or the commissioner ; or

(b) any corporation officer.

a written document signed in the case of (a), by the commissioner and in the case of (b) by the said corporation officer, purporting to convey or set forth such approval, sanction, consent, concurrence, declaration, opinion or satisfaction, shall be sufficient evidence thereof.

460. Signature on documents.—(1) Every licence, permission, notice, bill, schedule, summons, warrant or other document which is required by this Act or by any rule, byelaw or regulation made under it to bear the signature of the commissioner or of any corporation officer shall be deemed to be properly signed if it bears the facsimile of the signature of the commissioner or of such corporation officer, as the case may be, stamped thereupon.

(2) Nothing in sub-section (1) shall be deemed to apply to a cheque drawn upon the corporation fund or to any deed of contract.

461. Publication of notification.—Save as otherwise provided, every notification under this Act shall be published in the official Gazette, in English and in Kannada.

462. Publication of order, notice or other documents.—Every order, notice or other document, directed to be published under this Act or any rule, bye-law or regulation made under it shall, unless a different method is prescribed by this Act or by the corporation or the standing committee, as the case may be, be translated into Kannada and deposited in the office of the corporation and copies thereof in English and in Kannada shall be posted in a conspicuous position at such office and at such other places as the corporation or standing committee, as the case may be, may direct; and a public proclamation shall be made by beat of drum in the locality affected or by advertisement in the local newspapers that such copies have been so posted and that the originals are open to inspection at the office of the corporation.

463. Publication in newspapers.—Whenever it is provided by this Act or by any rule, bye-law or regulation made under it that notice shall be given by advertisement in the local newspapers, or that a notification or any information shall be published in the same, such notice, notification or information shall be inserted in at least one English and one Kannada newspaper published in the city.

464. Notice of prohibition or setting apart of places.—Whenever the corporation, a standing committee or the commissioner shall have set apart any place for any purpose authorised by this Act or shall have prohibited the doing of anything in any place, the commissioner shall forthwith cause to be put up a notice in English and in Kannada at or near such place. Such notice shall specify the purpose for which such place has been set apart or the act prohibited in such place.